

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

264A0658

HOUSE EDUCATION COMMITTEE ENGROSSED

NO. **HB1196** - 2/15/97

Introduced by: Representatives Monroe, Apa, and Hassard and Senators Aker, Drake, Flowers,
and Lange

1 FOR AN ACT ENTITLED, An Act to revise the mileage requirements for the reimbursement
2 of certain school transportation costs.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 13-30-1 be amended to read as follows:

5 13-30-1. The following types of students who do not have access to bus service furnished
6 by the school district to which they are assigned to and from school are entitled to a
7 transportation or board and room allowance, provided in this chapter, paid by the district where
8 the student has school residence or by the district where the student attends if the district is
9 receiving tuition, regardless of the type or method of conveyance used for transportation:

10 (1) Any elementary student who attends an elementary school where the student is
11 assigned and which is located more than ~~two and one-half~~ five miles from the student's
12 residence in either the same or any other school district;

13 (2) Any secondary student who attends a high school located in the same district where
14 the student is a resident and is more than ~~two and one-half~~ five miles from the
15 student's residence, if the transportation of secondary students is authorized by the

1 school district board;

2 (3) Any secondary student who resides in a district described in § 13-15-14 who attends
3 a high school located more than ~~two and one-half~~ five miles from the student's
4 residence if the transportation of secondary students is authorized by the school
5 district board.

6 A school district having a junior high school may provide mileage, bus service, or board and
7 room for ninth grade junior high school students at the discretion of the school board. A school
8 district choosing to provide transportation services to ninth grade junior high school students is
9 not required, as a result of that choice, to provide these services to tenth, eleventh or twelfth
10 grade high school students.

11 Section 2. That § 13-30-3 be amended to read as follows:

12 13-30-3. The amount of the transportation allowance is the rate established pursuant to
13 § 3-9-1 per family for distances actually traveled in excess of ~~two and one-half~~ five miles each
14 way. No mileage may be paid for extra trips to the schoolhouse which the school board does not
15 consider necessary nor for more miles than would be traveled if the shortest distance measured
16 from the place on a publicly used road nearest the dwelling house of the child to the schoolhouse
17 site were traveled. If children from more than one family are transported in the same vehicle
18 mileage payments shall be paid to only one family. The school board may authorize additional
19 miles if prior approval is obtained to facilitate cooperative efforts among families to share
20 transportation duties. If children from more than one family are transported in a single vehicle,
21 reimbursement shall be at rates established by the school board. However, the mileage
22 reimbursement rate may not be less than the rate established pursuant to § 3-9-1. If, at the
23 request of the parents, elementary children are assigned to a school that is further from the
24 dwelling house than the nearest school, the board may limit the reimbursement to the mileage
25 to the nearest school within the district. All claims for transportation allowance shall be filed with

- 1 the school business manager not later than the close of the school fiscal year in which the travel
- 2 for which reimbursement is sought actually occurred.

1 **BILL HISTORY**

2 1/30/97 First read in House and referred to Education. H.J. 218

3 2/13/97 Scheduled for Committee hearing on this date.

4 2/13/97 Education Do Pass Amended, AYES 9, NAYS 4. H.J. 480